IN THE COURT OF JUDICIAL FIRST CLASS MAGISTRATE II, HOSDURG

Present: Sri. Fayiz.T, Judicial First Class Magistrate II
Hosdurg
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Dated this the 4th day of June, 2026

CP 95/2025

State represented by the Sub Inspector of Police, Chittarikkal Police Station Cr.No.551/24 (By Smt. Anjela Santhakumar APP, Hosdurg.)	Complainant
Joseph Choverikudi, aged 38/25 years S/o Kuriachan, Chovvelikudiyil House, Vellad, Naduvil, Naduvil Village, Kannur.	Accused 1
Nithin P Joy, aged 35/25 years S/o John jacob, Uppianagady, 1/119-A, Nr. Bus Stand, Uppianagady, Puttur, Chittarikkal Village, Dakshina Kannada. Karnataka.	Accused 2
Shameeda, aged 35/25 years W/o Habeeb, Kuthubi Nagar, Nr.Bus Stand, Kiinnya, Dakshina Kannada, Karnataka	Accused 3

Offences : U/s. 420 r/w 34 of the Indian Penal Code.

O R D E R

1. This case was instituted on the police report filed by the Sub Inspector of Police, Chittarikkal Police Station, in Crime No.551/2024, alleging commission of offence punishable under Section 420 read with Section 34 of the Indian Penal Code.

2. The prosecution case, in brief, is that the accused induced the de facto complainant to believe that they could arrange a visa to the United Kingdom by sending a fake sponsorship certificate through WhatsApp. Believing the representation, the complainant paid a total amount of ₹16,80,000/- to the accused on various occasions from 07.10.2023 onwards. It is alleged that the accused neither arranged the visa nor returned the money and thereby cheated the complainant. Thus, the accused committed the offence alleged.

3. Upon receipt of the police report, cognizance was taken of the offence alleged and the case was taken on file as C.C. No. 1847/2025. Thereafter, as per the order in CMP No.2876/2025, this Court granted permission for further investigation. Subsequently, the Crime Branch, Economic Offences Wing, took over the investigation. During further investigation, offences under the Banning of Unregulated Deposit Schemes Act, 2019 (BUDS Act) were also incorporated. In view of the incorporation of offences under the BUDS Act, my learned predecessor converted the case into a committal proceeding and renumbered it as C.P. No. 95/2025.

4. The Investigating Officer, Detective Inspector, Crime Branch, Economic Offences Wing, has filed a report requesting that the FIR and connected records be transferred to the Hon'ble Additional District and Sessions Court–III, Kasaragod, which has been notified as the Designated Court under the BUDS Act. It is reported that, after the investigation was taken over by the Crime Branch, the case was re-registered as Crime No. 2916/CB/EOW/KNR&KSGD/R/2025.

5. Since offences punishable under Section 3 read with Section 21, Section 5 read with Section 23, and Section 25 of the Banning of Unregulated Deposit Schemes Act, 2019 have been incorporated in the case, the Designated Court constituted under the said Act alone has jurisdiction to try the offences.

6. In the above circumstances, this Court has no jurisdiction to proceed further with the matter. Accordingly, C.P. No. 95/2025 is closed. The entire case records shall be transmitted forthwith to the Hon'ble Additional District and

Sessions Court–III, Kasaragod, being the Designated Court under the Banning of Unregulated Deposit Schemes Act, 2019.

Pronounced by me in open Court on 4th day of June, 2026.

Sd/-
JUDICIAL FIRST CLASS MAGISTRATE-II,
HOSDURG

//True copy//

JUDICIAL FIRST CLASS MAGISTRATE-II,
HOSDURG